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FACSIMILE TRANSMITTAL

TO:

Name: Mail Stop RCE
Group Art Unit 1725/Examiner Kuang Y. Lin

Firm: U.S. Patent & Trademark Office

Fax No.: 571-273-8300

Subject: U.S. Patent Application No. 10/697,664
Terry Hildreth
Filed: October 29, 2003
METAL INJECTING APPARATUS
Attorney Docket No. 117.0002-00000
Customer No. 22882
Confirmation No.: 8387

FROM:

Name: Thomas H. Martin, Esq.

Phone No.: 330-877-2277

No. of Pages (including this): 15

Date: August 6, 2007

Confirmation Copy to Follow: NO

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Transmittal Form (in duplicate; \$1,575.00 total amount to cover the \$1,080 five-month extension fee, \$395 RCE fee, and \$100 additional claims fee is to be charged to Deposit Account No. 50-1068), Request for Continued Examination (RCE; in duplicate), and Amendment with Declaration of Terry Hildreth are being facsimile transmitted to the U.S. Patent and Trademark Office on August 6, 2007.



Sandra L. Blackmon

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FORM PTO-1083

Attorney Docket No.: 117.0002-00000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Terry Hildreth

Serial No: 10/697,664

Filed: October 29, 2003

For: METAL INJECTING APPARATUS

Confirmation No.: 8387

Art Unit: 1725

Examiner: Kuang Lin

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Further to the Notice of Appeal filed January 5, 2007 and Notice of Panel Decision dated January 26, 2007, transmitted herewith is a Request for Continued Examination (RCE) and Amendment in reply to the Final Office Action of November 8, 2006 in the above-identified application.

No additional fee is required.
 Applicant hereby requests a five-month extension of time to respond to the above office action.

The fee has been calculated as shown below:

| | (Col. 1) CLAIMS REMAINING AFTER AMENDMENT | | (Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | | (Col. 3) PRESENT EXTRA* | LG/SM \$ ENTITY FEE | | ADD'L FEE DUE |
|---|---|---|--|-----|-------------------------------|------------------------|-------|------------------|
| TOTAL CLAIMS FEE | 28 | - | 24 | ** | 4 | LG=\$50 SM=\$25 | \$25 | \$ 100 |
| INDEPENDENT CLAIMS FEE | 3 | - | 4 | *** | 0 | LG=\$200 SM=\$100 | \$100 | \$ 0 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS | | | LARGE ENTITY FEE = \$380 SMALL ENTITY FEE = \$180 | | | \$ 0 | | |
| | | | | | | TOTAL \$ 100.00 | | |

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

The total amount of \$1,575.00 (small entity) to cover the \$1,080 five-month extension fee, \$395 RCE fee, and \$100 additional claims fee is to be charged to Deposit Account No. 50-1068.

The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1068. A copy of this sheet is enclosed.

Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
 Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,
MARTIN & FERRARO, LLP

Date: August 6, 2007
 By: 
 Thomas H. Martin
 Registration No. 34,383

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Transmittal of RCE.DOC